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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

11 CECIL SHAW,) No. 5:13-cv-01546-LHK
12 Plaintiff,)
13 vs.)
14 BERNARD B. MIRKIN, et al.,) **STIPULATION CONTINUING DATES IN**
15 Defendants.) **SCHEDULING ORDER UNDER**
16) **GENERAL ORDER 56; [PROPOSED]**
17) **ORDER**

18 **WHEREAS**, on April 5, 2013, the Court issued its Scheduling Order for Cases
19 Asserting Denial of Right of Access under the Americans with Disabilities Act (ECF No. 10)
20 (“the Scheduling Order”);

21 **WHEREAS**, the last date by which the parties must conduct a site inspection of the
22 subject properties is July 19, 2013;

23 **WHEREAS**, Defendants provided to Plaintiff on June 25, 2013 their consultant's
24 Certified Access Specialist Reports ("Reports") which purports to identify all barriers the
25 consultant found to exist at the properties:

26 **WHEREAS**, the Parties desire to seek a resolution of Plaintiff's equitable claims based
27 upon the Reports without the additional costs associated with Plaintiff's retention of his own
28 consultant, or the fees associated with the Parties' attendance at the joint site inspection;

**STIPULATION CONTINUING DATES IN SCHEDULING ORDER UNDER GENERAL ORDER 56;
[PROPOSED] ORDER**

WHEREAS, the Parties are cautiously optimistic that they will be able to reach a settlement in this matter;

WHEREAS, the Parties do not intend to waive Plaintiff's right to retain his own consultant and conduct a joint site inspection of the subject properties should a settlement not be reached, and therefore the Parties simply wish to continue the last date by which the site inspection must be conducted to afford them time to reach an informal resolution;

WHEREAS, counsel for Plaintiff will be on vacation for the first two weeks of July, and a site inspection had been scheduled for June 27, 2013. However, with the provision to Plaintiff of the Reports on June 25, 2013, the Parties seek to continue the date of the site inspection to a mutually agreeable date in later July 2013, again with the hope that the matter will settle in its entirety prior to such date;

NOW, THEREFORE, the Parties hereby stipulate that the last date by which the site inspection must be conducted in this action be continued from July 19, 2013 to July 31, 2013.

IT IS SO STIPULATED.

Dated: June 26, 2013

MOORE LAW FIRM, P.C.

/s/ *Tanya E. Moore*

Tanya E. Moore,
Attorneys for Plaintiff, Cecil Shaw

LAW OFFICE OF MICHAEL ACKERMAN

/s/ Michael G. Ackerman

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**STIPULATION CONTINUING DATES IN SCHEDULING ORDER UNDER GENERAL ORDER 56;
[PROPOSED] ORDER**

ORDER

The Parties having so stipulated and good cause appearing,

IT IS HEREBY ORDERED that the last date by which the Parties must conduct a joint site inspection of the subject properties be continued from July 19, 2013 to July 31, 2013.

IT IS SO ORDERED.

Dated: July 2, 2013

Lucy H. Koh
Lucy H. Koh
United States District Judge